

Monterey County

*Monterey County Government Center
Board Chamber
168 W. Alisal St., 1st Floor
Salinas, CA 93901*



Action Minutes - Draft

Tuesday, November 3, 2015

9:00 AM

See separate agenda for Board governed Agencies and Special Districts.

Board of Supervisors

*Chair Simón Salinas - District 3
Vice Chair Jane Parker - District 4
Supervisor Dave Potter - District 5
Supervisor Fernando Armenta - District 1
Supervisor John M. Phillips - District 2*

9:00 A.M. - Call to Order

The meeting was called to order by Chair Salinas.

Roll Call

Present: 5 - Supervisor Simón Salinas, Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter and Supervisor John M. Phillips

Additions and Corrections for Closed Session

There were no additions or corrections to Closed Session.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.
 - b. ~~Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:~~
 - ~~(1) Property: Concession Agreement regarding Mazda Raceway at Laguna Seca Agency Negotiator(s): Nick Chiulos, Assistant County Administrative Officer Negotiating Parties: Sports Car Racing Association of the Monterey Peninsula Under Negotiation: Price and Terms~~(REMOVED VIA SUPPLEMENTAL)
 - c. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representatives: Manuel Gonzalez and Brette NealEmployee Organization(s): Unit S

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.a. and 1.c. Item 1. b. was removed via the Supplemental agenda.

10:30 A.M. - Reconvene**Roll Call**

Present: Charlie Steves, Interpreter

Present: 5 - Supervisor Simón Salinas, Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter and Supervisor John M. Phillips

Pledge of Allegiance

The Pledge of Allegiance was led by Supervisor Potter.

Additions and Corrections

Due to the need for immediate consideration by the Board of matters which arose after the posting of today's agenda, as provided in Section 54954.2 of the California Government Code the Board is asked to make the following corrections:

Correction under Ceremonial Resolutions

5. Adopt Resolution in Commemoration of the 50TH Anniversary of Mount Nebo Missionary Baptist Church, Salinas. (Supervisor Armenta)

Correction to Consent Calendar – RMA General**27. Revised Title and Recommendation**

Approve and authorize the Contracts/Purchasing Officer or the Contracts/Purchasing Supervisor to execute a Professional Services Agreement with Denise Duffy & Associates in an amount not to exceed \$103,950 to maintain suitable upland habitat for the California Tiger Salamander (*Ambystoma californiense*) (CTS) on 134 acres of County owned property on the former Fort Ord on an interim basis beginning on the date of approval of this Agreement and continuing until the Fort Ord Reuse Authority adopts the Installation Wide Multispecies Habitat Conservation Plan and the California Department of Fish & Wildlife issues its base wide Incidental Take Permit, but not extending past August 20, 2020 unless extended by the Board of Supervisors.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to approve corrections to the agenda. ALL AYES

Consent Calendar

- 2.** Approval of Consent Calendar (See Supplemental Sheet)

Supervisor Phillips pulled item 26.1 and commented on the item.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to approve the Consent Calendar (See Supplemental sheet), with the exception of item 26.1. ALL AYES

A motion was made by Supervisor John Phillips, seconded by Supervisor Dave Potter to approve item 26.1 See item for motion detail.

Ceremonial Resolutions

- 3.** Adopt Resolution honoring Reverend Alvin Davis, Pastor after more than 30 Years of Community Service within Monterey County. (Supervisor Armenta) (REVISED VIA SUPPLEMENTAL)

A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to adopt Resolution No. 15-282 honoring Reverend Alvin Davis, Pastor after more than 30 Years of Community Service within Monterey County. (Supervisor Armenta) ALL AYES

4. Adopt Resolution honoring “Undisclosed Recipient” upon being named recipient of the 2015 Monterey County Hospitality Papa Vince Award. (Supervisor Potter) (REVISED VIA SUPPLEMENTAL)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to adopt Resolution No. 15-282 honoring Alberto DaSilva of Asilomar Conference Grounds upon being named recipient of the 2015 Monterey County Hospitality Papa Vince Award. (Supervisor Potter) ALL AYES**
5. Adopt Resolution in Commemoration of the 48th 50th Anniversary of Mount Nebo Missionary Baptist Church, Salinas. (Supervisor Armenta) (REVISED VIA SUPPLEMENTAL)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to adopt Resolution No. 15-284 in Commemoration of the 50th Anniversary of Mount Nebo Missionary Baptist Church, Salinas. (Supervisor Armenta) (Revised via Supplemental) ALL AYES**

Appointments

6. Reappoint Linda Larson to the San Lucas Cemetery District for a term ending November 30, 2019. (Supervisor Salinas)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to reappoint Linda Larson to the San Lucas Cemetery District for a term ending November 30, 2019. (Supervisor Salinas) ALL AYES**
7. Reappoint Sheri Braden to the San Lucas Cemetery District for a term ending November 30, 2019. (Supervisor Salinas)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Dave Potter to reappoint to the San Lucas Cemetery District Sheri Braden for a term ending November 30, 2019. (Supervisor Salinas) ALL AYES**
8. Reappoint Estella Ramirez to the San Lucas Cemetery District for a term ending November 30, 2019. (Supervisor Salinas)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to reappoint to the San Lucas Cemetery District Estella Ramirez for a term ending November 30, 2019. (Supervisor Salinas) ALL AYES**
9. Reappoint Timothy Maxwell to the King City Cemetery District for a term ending July 1, 2019. (Supervisor Salinas)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to reappoint Timothy Maxwell to the King City Cemetery District for a term ending July 1, 2019. (Supervisor Salinas) ALL AYES**
10. Reappoint Javier J. Cervantes to the San Lucas County Water District for a term ending December 1, 2019. (Supervisor Salinas)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to reappoint to the San Lucas County Water District Javier J. Cervantes for a term ending December 1, 2019. (Supervisor Salinas) ALL AYES**

11.

Reappoint Curtis Carroll to the San Lucas County Water District for a term ending December 1, 2019. (Supervisor Salinas)

A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to reappoint Curtis Carroll to the San Lucas County Water District for a term ending December 1, 2019. (Supervisor Salinas) ALL AYES

Other Board Matters

12.

Board Comments

Supervisor Armenta advised there will be various celebrations throughout the County next week on Veterans' Day. He will be at the annual Veterans' Memorial Drive event. He encouraged everyone to attend a Veterans' event as schedules permit.

Supervisor Armenta advised he will ride in the Salinas Veteran's Parade on November 11th in the afternoon.

13.

CAO Comments and Referrals

There were no CAO comments or referrals.

14.

General Public Comment

Hans Jongens.

Adjournment

In Memory of Mateo Joseph Secondo

APPROVED:

**JANE PARKER, CHAIR
BOARD OF SUPERVISORS**

ATTEST:

BY: _____

**GAIL T. BORKOWSKI
CLERK OF THE BOARD**

APPROVED ON _____

Supplemental Sheet, Consent Calendar**Natividad Medical Center**

15. Ratify and authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Renewal & Amendment No. 6 with Metro Republic Commercial Service, Inc. (D.B.A. Medical Receivables Consulting Service) for debt collection services at NMC to extend the term of the Agreement for one additional year, retroactive to July 1, 2015, for a full Agreement term August 1, 2007 through June 30, 2016, with no increase to the total Agreement amount of \$3,100,000.

Approved - Agreement No. A-11010

16. a. Ratify and authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Renewal & Amendment No. 6 with Credit Consulting Services, Inc. for debt collection services at NMC to extend the term of the Agreement for one additional year, retroactive to July 1, 2015, for a full Agreement term of August 1, 2007 through June 30, 2016, with no increase to the total Agreement amount of \$3,100,000.
- b. Authorize the Deputy Purchasing Agent for NMC or his designee to execute one (1) future Amendment to the agreement which does not significantly alter the scope of work and does not cause an increase of more than \$100,000 which is ten percent (10%) of the original amount of the Agreement (\$1,000,000).

Approved - Agreement No. A-11010

17. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Customer Order No. 1000067761, applying the terms and conditions of the previously Board-approved Master Agreement (A-12934) with Carefusion Solutions, LLC (collectively, "Agreement") for the leasing of pharmaceutical supply automation inventory management dispensing machines at NMC for a five (5) year period of September 26, 2016 through September 25, 2021, during which time NMC shall be billed for a five (5) year lease term at \$25,443 monthly, totaling \$1,526,580, with no charges applied during the implementation phase until implementation is complete; and
- b. Authorize the Deputy Purchasing Agent at NMC to execute the Implementation Timeline for Customer Order No. 1000067761; and
- c. Authorize the Deputy Purchasing Agent at NMC to execute any future modified Implementation Timelines to Customer Order No. 1000067761 which may arise due to unforeseen scheduling changes and which do not cause an increase to the total cost.

Approved - Agreement No. A-12934

Health Department

- 18.
- a. Authorize the Contracts/Purchasing Officer to approve and sign a Standard Agreement with James Stubblefield, M. D., for the period of December 01, 2015 through June 30, 2019 for Medical Director services for the Emergency Medical Services Agency, in the amount of \$51,090 for Fiscal Year (FY) 2015-16, \$84,696 for FY 2016-17, \$87,012 in FY 2017-18, and \$89,412 for FY 2018-19, for a total Agreement amount not to exceed \$312,210 upon receipt of all required and updated documents and certificates of professional liability insurance;
 - b. Authorize the Contracts/Purchasing Office to approve up to two future amendments to this Agreement where the combined amendments do not exceed ten percent (10%) of the original amount contract amount of \$312.210, and do not significantly change the scope of work; and
 - c. Authorize the modification of the County standard insurance requirements pertaining to General Liability Insurance, Business Automobile Liability Insurance, Workers Compensation Insurance, and Professional Liability Insurance.

Approved - Agreement No. A-12974

Department of Social Services

- 19.
- a. Amend the Department of Social Services Budget Unit 001-5010-SOC005-8262 to reallocate one (1) Eligibility Worker II and one (1) Departmental Information Systems Coordinator to two (2) Business Technology Analysts; and
 - b. Authorize the County Administrative Office to incorporate the changes to the FY 2015-16 Adopted Budget Unit 001-5010-SOC005-8262 to reflect the change in position counts. (4/5ths Vote Required)

Approved

- 20.
- a. Approve and authorize the Director of the Department of Social Services to sign Amendment No. 1 to Agreement No. A-12769 with the Regents of the University of California, U.C. Davis Extension, adding \$78,210 to add 22 units of training, effective November 1, 2015, increasing the total contract amount to \$149,310.
 - b. Authorize the Director of the Department of Social Services to sign up to three (3) additional amendments to this agreement, where the total amendments do not exceed 10% (\$7,110) of the original contract amount, and do not significantly change the scope of work.

Approved - Agreement No. A-12769

General Government

21. a. Authorize disbursement of rental income funds to serve as working capital to implement the previously-approved Kents Court Management Agreement between the County of Monterey and the John Stewart Company, in the amount of \$280,000 for a three (3) year term; and
- b. Authorize disbursement of rental income funds to serve as additional working capital to implement the previously approved Kents Court Management Agreement between the County of Monterey and the John Stewart Company in the amount of \$90,000 per year, for up to two (2) renewals of the Agreement of one (1) year each, which would together result in additional expenses of no more than \$180,000, for maximum working capital expenditures of \$460,000.

Approved - Agreement No. A-12975

22. a. Approve a one-time Concession Agreement for Special Events between The Do LaB, LLC, and the County of Monterey to produce the Lightning in a Bottle Arts & Music Festival event at the Lake San Antonio North Shore on May 25th-30th, 2016.
- b. Authorize the Director of Parks to sign the Agreement.

Approved - Agreement No. A-12976

23. a. Ratify, amend and authorize the Contracts Purchasing Officer or the Contracts Purchasing Supervisor to execute six (6) Amendments to the current Countywide Service Agreements listed in Attachment A to provide Temporary Employment Services.
- b. Authorize the Contracts Purchasing Officer or the Contracts Purchasing Supervisor to execute Amendments to extend the term of the current Agreements from August 1, 2015 to December 31, 2015.

Approved - Agreement Nos. A-11816 (Manpower); A-11818 (Robert Half, Int); A-11819 (Spherion SFN); A-11820 (Select Staffing)

24. a. Authorize the Assessor to continue to participate in the State-County Assessors' Partnership Program with the California Department of Finance; and
- b. Approve and authorize the Auditor-Controller to release \$200,000 from the Productivity Investment Program Assignment (Fund 001-3125) to match the \$200,000 grant funds. (4/5th Vote Required)

Approved

25. Approve and Authorize the Monterey County Assessor-County Clerk-Recorder to execute a Host Company Agreement and a Training/Internship Placement Plan between the Monterey County Assessor Department and Intrax [U.S. Department of State (DOS) designated Exchange

Visitor Program] for a student seeking public sector experience for completion of her degree for Fiscal Year 2015-16.

Approved - Agreement No. A-12977

- 26.** Approve the Monterey County Board of Supervisors Draft Action Meeting Minutes for the following dates: Tuesday, June 9, 2015, Tuesday, June 16, 2015, Tuesday, June 23, 2015 and Friday, September 11, 2015.

Approved

- 26.1** Approve Proclamation of Local Emergency due to the conditions of saltwater intrusion into groundwater sources and inundation near the Moro Cojo Slough, causing conditions of extreme peril to the safety of persons and property nearby. (ADDED VIA ADDENDUM)

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Dave Potter to approve Proclamation of Local Emergency Resolution No. 15-285 due to the conditions of saltwater intrusion into groundwater sources and inundation near the Moro Cojo Slough, causing conditions of extreme peril to the safety of persons and property nearby. ALL AYES

RMA - General

- 27.** Approve a Professional Services Agreement with Denise Duffy & Associates in an amount not to exceed \$103,950 to maintain suitable upland habitat for the California Tiger Salamander (*Ambystoma californiense*) on 134 acres of County-owned property on the former Fort Ord on an interim basis beginning on the date of approval of this Agreement and continuing until the Fort Ord Reuse Authority adopts the Installation-Wide Multispecies Habitat Conservation Plan and the California Department of Fish & Wildlife issues its base-wide Incidental Take Permit, but not extending past August 20, 2020 unless extended by the Board of Supervisors.

Approved - Agreement No. A-12978

RMA - Public Works

- 28.**
- a. Award Roads & Bridges Job Order Contracts (JOC) for a term of one year, with a minimum contract value of \$25,000 and maximum contract value of \$4.59 Million to the lowest responsive bidders as follows: 2015-01 Sea Pac Engineering, Inc.; 2015-02 Granite Rock Company; and 2015-03 Granite Construction Company;
 - b. Award Facilities Job Order Contract (JOC) for a term of one year, with a minimum contract value of \$25,000 and maximum contract value of \$4.59 Million to the lowest responsive bidders as follows: 2015-01 Pueblo Construction, Inc.; 2015-02 Sea Pac Engineering, Inc.; and 2015-03 Staples Construction Company, Inc.;
 - c. Approve the Performance and Payment Bonds for Roads & Bridges JOC

- in the amount of \$2 Million each by Sea Pac Engineering, Inc.; Granite Rock Company; and Granite Construction Company;
- d. Approve the Performance and Payment Bonds for Facilities JOC in the amount of \$2 Million each by Pueblo Construction, Inc.; Sea Pac Engineering, and Staples Construction Company, Inc.; and
 - e. Authorize the RMA - Director of Public Works to execute the Roads & Bridges and Facilities Job Order Contracts.

Approved - Agreement Nos.: A-12979 (Sea Pac Engineering, Inc.); A-12980 (Granite Rock Co.) & A-12981(Granite Construction Co.); Agreement Nos.: A-12982 (Pueblo Construction, Inc.); A-12983 (Sea Pac Engineering, Inc.) & A-12984 (Staples Construction Co.); Construction No. 2015-021(Facilities); Construction No. 2015-020 (Road & Bridges)